IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

SUMMONS FOR JUDGMENT NO.59 OF 2007
IN
SUMMARY SUIT NO.3557 OF 2006

Dalmia Cement Limited ..Plaintiff.
Vs.
Mukand Limited ..Defendant.

....

Mr. R.S. Apte i/b Mr. N.R. Bubna for the Plaintiff.
Mr. Ranjit Shetty i/b PDS Legal for the Defendant.

....

CORAM: **DR. D.Y. CHANDRACHUD, J.**

30th April, 2007.

P.C. :

Prima facie the defence in paragraph 5(c) of the affidavit in reply raises triable issues. In the circumstances, unconditional leave to defend the suit is granted. Written Statement to be filed within a period of eight weeks. The Summons for Judgment is disposed of.